

OCT 13 2006

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From: David S. Resnick Leena H. Karttunen	Date: October 13, 2006	No. of Pages: (including this page) 23	033393-55222-US
<b>Practitioner's Docket No. 033393-55222-US</b>			<b>PATENT</b>

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Judy Lieberman et al.  
 Application No.: 10/577,814 Group No.: To be assigned  
 Filed: April 28, 2006 Examiner: To be assigned  
 Customer No.: 50828

For: METHODS FOR TREATING AND PREVENTING ISCHEMIA-REPERFUSION INJURY USING RNA INTERFERING AGENTS

**CERTIFICATE OF TRANSMISSION (37 C.F.R. § 1.8(a) and 1.10)**

I hereby certify that this correspondence:

1. Facsimile Cover Sheet (1 pg.);
2. Certificate of Transmission (1 pg.);
3. Statement of Limited Recognition (1 pg.);
4. Transmittal Form (1 pg.);
5. Supplemental Information Disclosure Statement (2 pp.);
6. Form PTO/SB/08a and b (2 pp.);
7. Copy of International Search Report (7 pp.);
8. Copy of References C44 and C45.

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(type or print name of person certifying)

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**LIMITED RECOGNITION UNDER 37 CFR § 11.9(b)**

Leena H. Karttunen is hereby given limited recognition under 37 CFR §11.9(b) as an employee of Nixon Peabody LLP, to prepare and prosecute patent applications wherein the patent applicant is the client of Nixon Peabody LLP and an attorney or agent of record in the applications is a registered practitioner who is a member of Nixon Peabody LLP. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Leena H. Karttunen ceases to lawfully reside in the United States, (ii) Leena H. Karttunen's employment with Nixon Peabody LLP ceases or is terminated, or (iii) Leena H. Karttunen ceases to remain or reside in the United States on an H-1B visa.

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

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Expires: February 11, 2007

Henry H. Frost

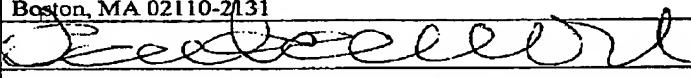
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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number 10/577,814
		Filing Date April 28, 2006
		First Named Inventor J. Lieberman et al.
		Group Art Unit To Be Assigned
		Examiner Name To Be Assigned
Total Number of Pages in This Submission		Attorney Docket Number 033393-55222-US

<b>ENCLOSURES (check all that apply)</b>		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Request for Corrected Filing Receipt with Enclosures <input type="checkbox"/> A self-addressed prepaid postcard for acknowledging receipt <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Certificate of Transmission (1 pg.); Stmt. of Ltd. Recognition (1 pg.); Copy of ISR (7 pp.); and Copy of References C44 & C45.
		Remarks <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 19-2380 for the above identified docket number.

<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>	
Firm or Individual name	Nixon Peabody LLP 100 Summer Street Boston, MA 02110-2131
Signature	
Name	David S. Resnick (Reg. No. 34,235) / Leena H. Karttunen (L0207)
Date	October 13, 2006

<b>CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]</b>	
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October 13, 2006	 Signature Megan L. Stembridge Typed or printed name

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Practitioner's Docket No. 033393-55222-US

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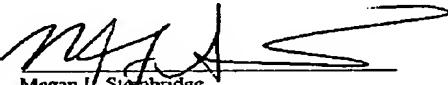
In re application of: Judy Lieberman et al.  
 Application No.: 10/577,814  
 Filed: April 28, 2006

Group No.: To be assigned  
 Examiner: To be assigned  
 Customer No.: 50828

For: METHODS FOR TREATING AND PREVENTING ISCHEMIA-REPERFUSION INJURY  
 USING RNA INTERFERING AGENTS

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I hereby certify that this correspondence, on the date shown below, is being faxed to the U.S. PTO General Facsimile No. (571) 273-8300 address to: Commissioner of Patents, Box 1450, Alexandria, VA 22313-1450.

Date: October 13, 2006   
 Megan L. Stenbridge

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## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the provisions of 37 C.F.R. §§1.56 and 1.97, Applicants herewith submit the publications and/or patents shown on the attached Form 1449, for consideration by the Examiner in connection with the examination of the above-identified patent application.

## REMARKS

In accordance with the provisions of 37 C.F.R. §1.97, this statement is being filed:

- (1) within three (3) months of the Filing Date or before the mailing date of the First Office Action on the merits; or
- (2) within three months of the mailing date of the European Search Report - copy enclosed herewith; or
- (3) after the period defined in (1) but before the mailing date of a Final Rejection or Notice of Allowance, and the requisite Certification or fee under Rule 1.17(p), namely \$180.00, is included herein; or
- (4) after the mailing date of a Final Rejection or Notice of Allowance but before the payment of the Issue Fee, and the requisite Certification, petition, and petition fee are included herein.

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It is respectfully requested that each of the documents shown on the attached form(s) PTO/SB/08 be made of record in this application. Copies of these documents:

X are enclosed herewith; and

X Pursuant to 37 C.F.R. §1.98, copies of the U.S. patents and U.S. patent application publications (i.e., Reference Cite No. A2) listed on the attached PTO/SB/08 form is no longer required and therefore are not enclosed. These documents can be found in the U.S. PTO issued patents database.

Early examination and allowance of the present application are respectfully solicited.

#### FEE AUTHORIZATION

Should any fees associated with the submission be required, the Commissioner is authorized to charge the missing fee to our Deposit Account No. 19-2380. Any overpayments should be credited to said Deposit Account.

Date: October 13, 2006

Respectfully submitted,



David S. Resnick (Reg. No. 34,235)  
Leena H. Karttunen (L0207)  
NIXON PEABODY LLP  
100 Summer Street  
Boston, MA 02110  
(617) 345-6054/1367

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<p>Substitute for form 1449A-PTO</p> <p><b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b></p> <p><i>(use as many sheets as necessary)</i></p>				<p><i>Complete if Known</i></p>	
				Application Number	10/577,814
				Filing Date	April 28, 2006
				First Named Inventor	Judy Lieberman
				Art Unit	To be assigned.
				Examiner Name	To be assigned.
Sheet	1	of	2	Attorney Docket Number	033393-55222-US

**U.S. PATENT DOCUMENTS**

## FOREIGN PATENT DOCUMENTS

Examiner Signature	Date Considered
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**\*EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at 222.uspto.gov or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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<p>Substitute for form 1449B/PTO</p> <p><b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b></p> <p><i>(use as many sheets as necessary)</i></p>				<i>Complete if Known</i>	
				Application Number	10/577,814
				Filing Date	April 28, 2006
				First Named Inventor	Judy Lieberman
				Group Art Unit	To be assigned.
				Examiner Name	To be assigned.
Sheet	2	of	2	Attorney Docket Number	033393-55222-US

Examiner Signature \_\_\_\_\_ Date Considered \_\_\_\_\_

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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